



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

FEB 06 2017

OFFICE OF  
SOLID WASTE AND  
EMERGENCY RESPONSE

NOW THE  
OFFICE OF LAND AND  
EMERGENCY MANAGEMENT

Mr. Rodney Huerter  
Veolia North America  
4760 World Houston Parkway  
Houston, TX 77032

**RE: Freedom of Information Request EPA-HQ-2017-002077**

Thank you for your FOIA request of December 14, 2016, requesting copies of EPA guidance or policy that displaces RPPC document No. 9521.1984(03) regarding permit application withdrawal. The Office of Resource Conservation and Recovery has no documents responsive to this request.

This letter concludes our response to your request. You may appeal this response by email at [hq.foia@epa.gov](mailto:hq.foia@epa.gov), or by mail to the National Freedom of Information Office, U.S. EPA, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, DC 20460 (U.S. Postal Service Only). Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, N.W. If you are submitting your appeal via hand delivery, courier service, or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, DC 20001. Your appeal must be made in writing, and it must be received no later than 90 calendar days from the date of this letter. The Agency will not consider appeals received after the 90 calendar day limit. Appeals received after 5:00 pm EST will be considered received the next business day. The appeal letter should include the FOIA tracking number listed above. For quickest possible handling, the subject line of your email, the appeal letter, and its envelope, if applicable, should be marked "Freedom of Information Act Appeal." Additionally, you may seek assistance from EPA's FOIA Public Liaison at [hq.foia@epa.gov](mailto:hq.foia@epa.gov) or (202)566-1667, or from the Office of Government Information Services (OGIS). You may contact OGIS in any of the following ways: by mail, Office of Government Information Services, National Archives and Records Administration, Room 2510, 8610 Adelphi Road, College Park, MD 20740-6001; e-mail, [ogis@nara.gov](mailto:ogis@nara.gov); telephone, 301-837-1996 or 1-877-684-6448; and facsimile, 301-837-0348.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Gaines", is written over the word "Sincerely,".

Jeff Gaines, Environmental Scientist  
Permits Branch (5303P)  
Program Implementation and Information Division

**Request Details****Tracking Number :** EPA-HQ-2017-002077

Submitted

Evaluation

Assignment

Processing

**Contact Information**

Full Name : Rodney		Mailing Location : United
Huerter		States/U.S. Territories
Organization : Veolia	Address Line 1 : 4760	
North	World	
America	Houston Parkway	
Email Address :	Address Line 2 : Suite	
rodney.huerter@veolia.com	100	
Phone Number :	City : Houston	
Fax Number :	State/Province : Texas	
Zip Code/Postal Code : 77032		

**Request Information**

Agency : Office of		Request Phase : Closed
Resource Conservation and Recovery		Request Track : Simple
Will Pay Up To : \$25.00		Final Disposition :
Date Submitted :	No records	
12/14/2016		
Closed Date :		
02/09/2017		

**Description :**

1306/2000

RCRA Permit Policy Compendium No. 9521.1984(03) (July 9, 1984), which is included in EPA/530-SW-91-0621, RCRA Permit Policy Compendium, Vol. 9 (Aug. 1991) states: "For [Strategic Planning and Management System] purposes, a permit application is considered withdrawn when EPA, or an authorized state, approves the closure plan for the facility following an inspection, a public notice of the plan, and response to comments. Termination of interim status through permit denial is not a prerequisite for

**Request a Fee Waiver**

Made Request ? No

**Request Expedited Handling**

Made Request ? No

**Supporting Files**

Attached Files :

Attached File	Type	Size (MB)
<a href="#">9521.1984(03), from RCRA Permit Policy Compend., EPA 530-SW-91-0621, Vol. 9 (Aug. 1991).pdf</a>	PDF	0.14

**Payments**

Date	Amount
02/09/2017	\$14.00
Total Invoice Amount	\$14.00
Total Amount Paid	\$14.00
Total Amount Owed	\$0.00

**Invoice**

Total Amount Billed : \$14.00

Date Sent : 02/09/2017

Title	Invoice Date	Amount
<a href="#">EPA-HQ-2017-002077 Invoice 20170206.pdf</a>	02/06/2017	\$14.00

**Correspondence with Requester**

Subject	From	Date	<a href="#">Detail</a>
Final Disposition, Request EPA-HQ-2017-002077	Valerie Ward	2017-02-09	

Subject	From	Date	Detail
EPA-HQ-2017-002077 has been processed with the following final disposition: No records.			

[EPA-HQ-2017-002077 Invoice 20170206.pdf](#), PDF, 0.01 MB

Huerter Letter	Valerie Ward	2017-02-06
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02/06/2017 12:01 PM

FOIA Request: EPA-HQ-2017-002077

[Huerter-002077LT.pdf](#), PDF, 0.27 MB

FOIA Request EPA-HQ-2017-002077 Submitted	2016-12-14
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This message is to confirm your request submission to the FOIAonline application:  
[View Request](#). Request information is as follows:

- Tracking Number: EPA-HQ-2017-002077
- Requester Name: Rodney Huerter
- Date Submitted: 12/14/2016
- Request Status: Submitted
- Description: RCRA Permit Policy Compendium No. 9521.1984(03) (July 9, 1984), which is included in EPA/530-SW-91-0621, RCRA Permit Policy Compendium, Vol. 9 (Aug. 1991) states: "For [Strategic Planning and Management System] purposes, a permit application is considered withdrawn when EPA, or an authorized state, approves the closure plan for the facility following an inspection, a public notice of the plan, and response to comments. Termination of interim status through permit denial is not a prerequisite for counting a withdrawal as a final determination, nor does it matter whether the Part B request precipitated the closure or whether the facility voluntarily chose to close in the absence of a Part B request." (copy of RPPC No. 9521.1984(03), excerpted from EPA/530-SW-91-0621, Vol 9, is uploaded with this request). I request copies of any EPA policy or guidance document issued after August 1991, if any such guidance exists, which displaces RPPC No. 9521.1984(03) (i.e., indicates that a RCRA a permit application is NOT considered withdrawn when EPA, or an authorized state, approves a closure plan for a RCRA the facility following an inspection, a public notice of the plan, and response to comments). If such a policy or guidance document does not exist, I request confirmation of that fact.

Subject	From	Date	<i>Detail</i>
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## Released Records

No records have been released.